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FORM**

(to be used for all correspondence after initial filing)


Applicati n Number	10/628,708
Filing Dat	July 28, 2003
First Named Invent r	Daniel J. Lubera et al.
Group Art Unit	Unknown
Examiner Name	Unknown
Attorney Docket Number	0275M-000320/COB

Total Number of Pages in This Submission

ENCLOSURES (check all that apply)

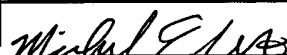
<input type="checkbox"/> Fee Transmittal Form <input type="checkbox"/> Fee Attached <input type="checkbox"/> Amendment / Response <input type="checkbox"/> After Final <input type="checkbox"/> Affidavits/declaration(s) <input type="checkbox"/> Extension of Time Request <input type="checkbox"/> Express Abandonment Request <input checked="" type="checkbox"/> Information Disclosure Statement <input type="checkbox"/> Certified Copy of Priority Document(s) <input type="checkbox"/> Response to Missing Parts/ Incomplete Application <input type="checkbox"/> Response to Missing Parts under 37 CFR 1.52 or 1.53	<input type="checkbox"/> Assignment Papers (for an Application) <input type="checkbox"/> Drawing(s) <input type="checkbox"/> Licensing-related Papers <input type="checkbox"/> Petition <input type="checkbox"/> Petition to Convert to a Provisional Application <input type="checkbox"/> Power of Attorney, Revocation Change of Correspondence Address <input type="checkbox"/> Terminal Disclaimer <input type="checkbox"/> Request for Refund <input type="checkbox"/> CD, Number of CD(s) _____	<input type="checkbox"/> After Allowance Communication to Group <input type="checkbox"/> Appeal Communication to Board of Appeals and Interferences <input type="checkbox"/> Appeal Communication to Group (Appeal Notice, Brief, Reply Brief) <input type="checkbox"/> Proprietary Information <input type="checkbox"/> Status Letter <input checked="" type="checkbox"/> Other Enclosure(s) (please identify below): Form HDP-1449; 5 foreign patent references; return postcard
Remarks The Commissioner is hereby authorized to charge any additional fees that may be required under 37 CFR 1.16 or 1.17 to Deposit Account No. 02-2550. A duplicate copy of this sheet is enclosed.		

SIGNATURE OF APPLICANT, ATTORNEY, OR AGENT

Firm or Individual name	Harness, Dickey & Pierce, P.L.C.	Attorney Name Michael E. Hilton	Reg. No. 33,509
Signature			
Date	28 Aug 2003		

CERTIFICATE OF MAILING/TRANSMISSION

I hereby certify that this correspondence is being deposited with the United States Postal Service as first class mail in an envelope addressed to: Director of the U.S. Patent and Trademark Office, P.O. Box 1450, Alexandria, VA 22313-1450, or facsimile transmitted to the U.S. Patent and Trademark Office on the date indicated below.

Typed or printed name	Michael E. Hilton		
Signature		Date	28 Aug 03



PATENT

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

Application No.: 10/628,708
Filing Date: July 28, 2003
Applicant: Daniel J. Lubera et al.
Group Art Unit: Unknown
Examiner: Unknown
Title: RESILIENT CLIP FASTENER
Attorney Docket: 0275M-000320/COB

Director of The United States Patent and Trademark Office
P.O. Box 1450
Alexandria, Virginia 22313-1450

INFORMATION DISCLOSURE STATEMENT

Sir:

Pursuant to 37 C.F.R. §§ 1.56, 1.97 and 1.98, Applicant hereby submits an Information Disclosure Statement for consideration by the Examiner.

I. **LIST OF PATENTS, PUBLICATIONS, AND OTHER INFORMATION**

The patents, publications and other information submitted for consideration by the Office (except unpublished U.S. patent applications) are listed on Form 1449 attached hereto.

II. **COPIES**

A. ___ Submitted herewith is a legible copy of (i) each U.S. patent application publication and U.S. and foreign patent; (ii) each publication or that portion which caused it to be listed; (iii) for each cited pending U.S. application, the application specification including the claims, and any drawing of the application which caused it to be listed including the claims directed to that portion; and (iv) all other information or that portion which caused it to be listed.

B. X Any patents, publications or other information which are listed on Form 1449 or on the copies of PTO-892, but which are not enclosed herewith, were previously cited by or submitted to the PTO in one of the following applications which has been relied upon for an earlier filing date under 35 U.S.C. § 120:

U.S. Serial Number
09/813,592

U.S. Filing Date
03/21/2001

C. X Because the present application was/is being filed after June 30, 2003, no copies of the U.S. patents or U.S. patent application publications which are listed on the attached Form 1449 are enclosed pursuant to the waiver of 37 C.F.R. § 1.98(a)(2)(i). Any foreign patent documents or non-patent literature listed on the attached Form 1449 are enclosed herewith.

D. ___ This is a PCT application in the entry of the National Phase in the United States. A copy of the International Search Report is attached for the Examiner's information. The documents listed on the International Search Report are listed on the attached Form-1449 for consideration by the Examiner and for listing on any patent resulting from this application. Since the International Search Report was from the US, EPO, or JPO search authorities, copies of these references should have been supplied to the USPTO under the trilateral agreement and are believed to be in the file of the above-identified application. (MPEP 1893.03(g))

III. CONCISE EXPLANATION OF THE RELEVANCE (check at least one box)

A. ___ Except as may be indicated below in (B), all of the patents, publications or other information are in the English language (concise explanation not required).

B. X A concise explanation of the relevance of each patent, publication or other information listed that is not in the English language is as follows (see 37 C.F.R. § 1.98(a)(3)):

1. ___ See the attached foreign patent office communication from a counterpart foreign application:
2. ___ English translations are provided for:
3. X Other:

An English language abstract is provided for German Patent No. 2648467.

German Patent No. 1157434 discloses an U-shaped fastener 11 having outwardly bent portions 26, 27.

French Patent No. 1477535 discloses a fastener having portions twisted outwardly. The twisted portions include teeth.

C. ___ The following additional information is provided for the Examiner's consideration.

IV. CROSS REFERENCE TO RELATED APPLICATION(S)

A. X The Examiner is advised that the following co-pending application(s) contain(s) subject matter that may be related to the present application. By

bringing this(these) application(s) to the Examiner's attention, Applicant(s) does(do) not waive the confidentiality provisions of 35 U.S.C. § 122.

Serial No.
09/813,592

Filing Date
03/21/2001

Art Unit
3677

V. THIS IDS IS BEING FILED UNDER

A. X 37 C.F.R. § 1.97(b): (check only one box)

1. X within three months of the filing date of a national application other than a continued prosecution application under § 1.53(d) (37 C.F.R. § 1.97(b)(1)). No fee or certification is required.

2. ___ within three months of the date of entry of the national stage as set forth in §1.491 in an international application (37 C.F.R. § 1.97(b)(2)). No fee or certification is required.

3. ___ before the mailing of a first Office Action on the merits (37 C.F.R. § 1.97(b)(3)). No fee or certification is required. In the event that a first Office Action on the merits has been issued, please consider this IDS under 37 C.F.R. § 1.97(c) and see the certification under 37 C.F.R. § 1.97(e) below; or, if no certification has been made, charge our deposit account a fee in the amount of \$180.00 as required by 37 C.F.R. § 1.17(p).

4. ___ before the mailing of a first Office Action after the filing of a request for continued examination under 37 C.F.R. § 1.114. No fee or certification is required.

B. ___ 37 C.F.R. § 1.97(c): (check only one box)

• before the mailing date of either any Final Office Action under 37 C.F.R. § 1.113, a Notice of Allowance under 37 C.F.R. § 1.311, or an action that otherwise closes prosecution.

1. ___ No certification; therefore, a fee in the amount of \$180.00 is required by 37 C.F.R. § 1.17(p).

2. ___ See the certification below. No fee is required.

C. ___ 37 C.F.R. § 1.97(d):

• after the mailing date of either a Final Office Action under 37 C.F.R. § 1.113 or a Notice of Allowance under 37 C.F.R. § 1.311, yet on or before payment of the issue fee.

1. ☐ See the certification below. A fee in the amount of \$180.00 is required by 37 C.F.R. § 1.17(p).

VI. CERTIFICATION UNDER 37 C.F.R. § 1.97(e): (check only one box)

The undersigned hereby certifies that:

A. ☐ each item of information contained in this IDS was first cited in a communication from a foreign patent office in a counterpart foreign application not more than three months prior to the filing of this IDS (See 37 C.F.R. § 1.97(e)(1)). See further statement under 37 C.F. R. 1.704(d) below in section VII, if applicable; or

B. ☐ no item of information contained in this IDS was cited in a communication from a foreign patent office in a counterpart foreign application, and, to the knowledge of the undersigned after making reasonable inquiry, no item of information contained in this IDS was known to any individual designated in 37 C.F.R. § 1.56(c) more than three months prior to the filing of this IDS (See 37 C.F.R. § 1.97(e)(2)).

C. ☐ Some of the items of information were first cited in a communication from a foreign patent office. As to this information, the undersigned hereby certifies that each item of information contained in this IDS was cited in a communication from a foreign patent office in a counterpart foreign application not more than three months prior to the filing of this IDS. As to the remaining information, the undersigned hereby certifies that no item of this remaining information contained in this IDS was cited in a communication from a foreign patent office in a counterpart foreign application, and, to the knowledge of the undersigned after making reasonable inquiry, no item of information contained in this IDS was known to any individual designated in 37 C.F.R. § 1.56(c) more than three months prior to the filing of this IDS.

VII. STATEMENT UNDER 37 CFR 1.704(d)

The undersigned hereby states that:

☐ each item of information contained in this IDS was cited in a communication from a foreign patent office in a counterpart application and this communication was not received by any individual designated in 37 C.F.R. 1.56(c) more than thirty days prior to the filing of this IDS.

VIII. PAYMENT OF FEES (check only one box)

A. ☐ A check in the amount of \$180.00 is enclosed for the above-identified fee.

B. ☐ Please charge Deposit Account No. 02-2550 in the amount of \$180.00 for the above-indicated fee. A duplicate copy of this paper is attached.


The above references are being cited only in the interest of candor and without any admission that they constitute statutory prior art, contain matter which anticipates the invention, or which would render the same obvious, either singly or in combination, to a person of ordinary skill in the art. Furthermore, this Information Disclosure Statement shall not be construed as a representation that a search has been made.

If it is determined that this IDS has been filed under the wrong rule, the PTO is requested to consider this IDS under the proper rule (with a petition if necessary) and charge the appropriate fee to Deposit Account No. 02-2550.

Please charge any additional fees or credit any overpayment pursuant to 37 C.F.R. § 1.16 or § 1.17 to Deposit Account No. 02-2550.

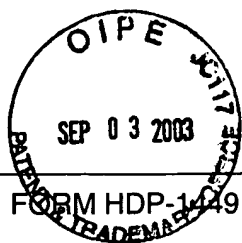
Respectfully submitted,

Dated: 28 Aug 2003

By: 
Michael E. Hilton
Reg. No. 33,509

HARNESS, DICKEY & PIERCE, P.L.C.
P.O. Box 828
Bloomfield Hills, Michigan 48303
(248) 641-1600

MEH/kq



FORM HDP-1449 (Based on Form PTO-1449)

PATENT AND TRADEMARK OFFICE
INFORMATION DISCLOSURE CITATION
 (Use several sheets if necessary)

Sheet 1 of 4

ATTORNEY DOCKET No.

SERIAL No.

0275M-000320/COB

10/628,708

APPLICANT

Daniel J. Lubera et al.

FILING DATE

GROUP

July 28, 2003

Unknown

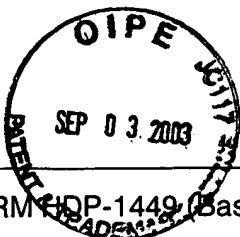
U.S. PATENT DOCUMENTS

Ref. Desig.	Examiner's Initials	Document Number	Date	Name	Class/ Subclass	(If appropriate) Filing Date
1.		2002/0194710 A1	12/26/2002	Dickinson et al.		
2.		2003/0024078 A1	02/06/2003	Vassiliou		
3.		2003/0024077 A1	02/06/2003	Vassiliou		
4.		1,873,871	08/23/1932	Carr		
5.		2,032,315	02/25/1936	Chaffee		
6.		2,181,966	12/05/1939	Dean		
7.		2,217,781	10/15/1940	Wiley		
8.		2,426,799	09/02/1947	Tinnerman		
9.		2,509,192	05/23/1950	Poupitch		
10.		2,618,998	11/25/1952	Poupitch		
11.		2,692,414	10/26/1954	Poupitch		
12.		2,959,259	11/08/1960	Meyer		
13.		3,034,615	05/15/1962	Kern		
14.		3,310,929	03/28/1967	Garvey		
15.		3,400,743	09/10/1968	Strange		
16.		3,864,789	02/11/1975	Leitner		
17.		3,939,752	02/24/1976	Koscik		
18.		4,300,865	11/17/1981	Murray		
19.		4,402,118	09/06/1983	Benedetti		
20.		4,595,325	06/17/1986	Moran et al.		
21.		4,630,338	12/23/1986	Osterland et al.		

Examiner:

Date Considered:

EXAMINER: Please initial if citation considered, whether or not citation is in conformance with MPEP 609. Draw line through citation if not in conformance and not considered. Include copy of this form with next communication to applicant.



FORM PDP-1449 (Based on Form PTO-1449)

**PATENT AND TRADEMARK OFFICE
INFORMATION DISCLOSURE CITATION**

(Use several sheets if necessary)

Sheet 2 of 4

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0275M-000320/COB

10/628,708

APPLICANT

Daniel J. Lubera et al.

FILING DATE

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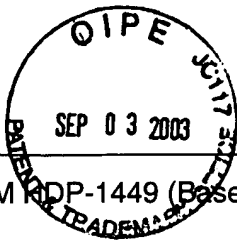
U.S. PATENT DOCUMENTS

Ref. Desig.	Examiner's Initials	Document Number	Date	Name	Class/ Subclass	(If appropriate) Filing Date
22.		4,644,612	02/24/1987	Osterland		
23.		4,668,145	05/26/1987	Hirohata		
24.		4,844,533	07/04/1989	Dowd et al.		
25.		4,865,505	09/12/1989	Okada		
26.		4,893,866	01/16/1990	Dowd et al.		
27.		4,902,068	02/20/1990	Dowd et al.		
28.		4,913,484	04/03/1990	Dowd et al.		
29.		4,925,351	05/15/1990	Fisher		
30.		4,981,322	01/01/1991	Dowd et al.		
31.		4,981,323	01/01/1991	Dowd et al.		
32.		4,989,911	02/05/1991	Van Order		
33.		5,056,853	10/15/1991	Van Order		
34.		5,061,005	10/29/1991	Van Order et al.		
35.		5,105,521	04/21/1992	Dowd et al.		
36.		5,251,467	10/12/1993	Anderson		
37.		5,269,060	12/14/1993	Dowd et al.		
38.		5,367,751	11/29/1994	DeWitt		
39.		5,451,022	09/19/1995	Peterson		
40.		5,499,854	03/19/1996	Crotty, III et al.		
41.		5,542,158	08/06/1996	Gronau et al.		

Examiner:

Date Considered:

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FORM PDP-1449 (Based on Form PTO-1449)

**PATENT AND TRADEMARK OFFICE
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(Use several sheets if necessary)

Sheet 3 of 4

ATTORNEY DOCKET No.	SERIAL No.
0275M-000320/COB	10/628,708
APPLICANT	
Daniel J. Lubera et al.	
FILING DATE	GROUP
July 28, 2003	Unknown

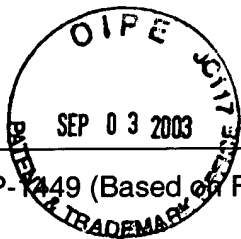
U.S. PATENT DOCUMENTS

Ref. Desig.	Examiner's Initials	Document Number	Date	Name	Class/ Subclass	(If appropriate) Filing Date
42.		5,560,575	10/01/1996	Krysiak		
43.		5,632,061	05/27/1997	Smith et al.		
44.		5,636,891	06/10/1997	Van Order et al.		
45.		5,704,753	01/06/1998	Ueno		
46.		5,752,853	05/19/1998	Curtindale		
47.		5,758,987	06/02/1998	Frame et al.		
48.		5,759,004	06/02/1998	Kuffel		
49.		5,774,949	07/07/1998	Cornell et al.		
50.		5,857,735	01/12/1999	Alonso Cuesta		
51.		5,873,690	02/23/1999	Danby et al.		
52.		5,919,019	07/06/1999	Fischer		
53.		5,992,914	11/30/1999	Gotoh et al.		
54.		6,003,928	12/21/1999	Curtindale		
55.		6,095,734	08/01/2000	Postadan et al.		
56.		6,101,686	08/15/2000	Velthoven et al.		
57.		6,141,837	11/07/2000	Wisniewski		
58.		6,179,366 B1	01/30/2001	Hansz		
59.		6,234,558 B1	05/22/2001	Curtindale		

Examiner:

Date Considered:

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**PATENT AND TRADEMARK OFFICE
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Sheet 4 of 4

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SERIAL No.

0275M-000320/COB

10/628,708

APPLICANT

Daniel J. Lubera et al.

FILING DATE

GROUP

July 28, 2003

Unknown

FOREIGN PATENT DOCUMENTS

Ref. Desig.	Examiner's Initials	Document Number	Date	Country	Class/ Subclass	Translation Yes	No
1.		1 229 668	04/28/1971	Great Britain		N/A	
2.		EP 0 930 440 A1	07/21/1999	EPO		N/A	
3.		1157434	11/14/1963	Germany			X
4.		1477535	03/13/1967	France			X
5.		2648467	04/27/1978	Germany		Abstract	

OTHER DOCUMENTS (including Author, Title, Date, Pertinent Pages, etc.)

Ref. Desig.	Examiner's Initials	
1.		Blueprint 9851875; Clip-windshield side reveal molding; Fisher body division, General Motors Corp.; 2/4/71
2.		Communication from EPO dated September 24, 2002
3.		Pictures

Examiner:

Date Considered:

EXAMINER: Please initial if citation considered, whether or not citation is in conformance with MPEP 609. Draw line through citation if not in conformance and not considered. Include copy of this form with next communication to applicant.